

UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable W. Richard Lee
Hearing Date: Wednesday, April 23, 2014
Place: Department B – Courtroom #12
Fresno, California

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

1. The following rulings are tentative. The tentative ruling will not become the final ruling until the matter is called at the scheduled hearing. **Pre-disposed matters will generally be called, and the rulings placed on the record at the end of the calendar.** Any party who desires to be heard with regard to a pre-disposed matter may appear at the hearing. If the party wishes to contest the tentative ruling, he/she shall notify the opposing party/counsel of his/her intention to appear. **If no disposition is set forth below, the hearing will take place as scheduled.**

2. Submission of Orders:

Unless the tentative ruling expressly states that the court will prepare a civil minute order, then the tentative ruling will only appear in the minutes. If any party desires an order, then the appropriate form of order, which conforms to the tentative ruling, must be submitted to the court. When the debtor(s) discharge has been entered, proposed orders for relief from stay must reflect that the motion is denied as to the debtor(s) and granted only as to the trustee. Entry of discharge normally is indicated on the calendar.

3. Matters Resolved Without Opposition:

If the tentative ruling states that no opposition was filed, and the moving party is aware of any reason, such as a settlement, why a response may not have been filed, the moving party must advise Vicky McKinney, the Calendar Clerk, at (559) 499-5825 by 4:00 p.m. the day before the scheduled hearing.

4. Matters Resolved by Stipulation:

If the parties resolve a matter by stipulation after the tentative ruling has been posted, but **before the formal order is entered on the docket**, the **moving party** may appear at the hearing and advise the court of the settlement or withdraw the motion. Alternatively, the parties may submit a stipulation and order to modify the tentative ruling together with the proposed order resolving the matter.

5. Resubmittal of Denied Matters:

If the moving party decides to re-file a matter that is denied without prejudice for any reason set forth below, the moving party must file and serve a new set of pleadings with a new docket control number. It may not simply re-notice the original motion.

9:00 A.M.

1. [12-60444](#)-B-7 CARLOS/MARIA GUTIERREZ
DRJ-2
JAMES SALVEN/MV
THOMAS GILLIS/Atty. for dbt.
DAVID JENKINS/Atty. for mv.
RESPONSIVE PLEADING
FURTHER HEARING RE: OBJECTION
TO DEBTOR'S CLAIM OF EXEMPTIONS
10-17-13 [[71](#)]
2. [12-60444](#)-B-7 CARLOS/MARIA GUTIERREZ
DRJ-3
JAMES SALVEN/MV
THOMAS GILLIS/Atty. for dbt.
DAVID JENKINS/Atty. for mv.
RESPONSIVE PLEADING
FURTHER HEARING RE: MOTION FOR
TURNOVER OF PROPERTY
11-4-13 [[86](#)]
3. [12-60444](#)-B-7 CARLOS/MARIA GUTIERREZ
DRJ-4
JAMES SALVEN/MV
THOMAS GILLIS/Atty. for dbt.
DAVID JENKINS/Atty. for mv.
CONTINUED MOTION TO SELL
3-6-14 [[138](#)]
4. [12-60444](#)-B-7 CARLOS/MARIA GUTIERREZ
TOG-6
CARLOS GUTIERREZ/MV
THOMAS GILLIS/Atty. for dbt.
RESPONSIVE PLEADING
FURTHER HEARING RE: MOTION TO
COMPEL ABANDONMENT
9-20-13 [[47](#)]

10:00 A.M.

1. [13-15708](#)-B-7 JAMES/BARBARA MYERS MOTION TO SELL
RHT-2 3-19-14 [[43](#)]
ROBERT HAWKINS/MV
DAVID JENKINS/Atty. for dbt.
ROBERT HAWKINS/Atty. for mv.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

2. [12-18909](#)-B-7 HARJINDER/JASVIR GILL CONTINUED MOTION FOR FIFTH
KDG-8 ORDER AUTHORIZING TRUSTEE TO
PETER FEAR/MV OPERATE STATION
3-24-14 [[397](#)]
THOMAS GILLIS/Atty. for dbt.
LISA HOLDER/Atty. for mv.

Based on the trustee's status report, this matter will be dropped from calendar. It appears that no further relief is needed. No appearance is necessary.

3. [13-12422](#)-B-7 EUNICE EVANS CONTINUED MOTION TO AVOID LIEN
PLF-2 OF PREMIER VALLEY BANK, TOM
EUNICE EVANS/MV TAYLOR, WELLS FARGO BANK, AND
TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA
3-11-14 [[18](#)]
PETER FEAR/Atty. for dbt.

4. [13-16222](#)-B-7 JOHNNY RAMIREZ AND MONICA OBJECTION TO DEBTOR'S CLAIM OF
JES-1 DIAZ EXEMPTIONS
JAMES SALVEN/MV 3-18-14 [[46](#)]
JAMES SALVEN/Atty. for mv.
RESPONSIVE PLEADING

This matter will be continued to May 21, 2014, at 10:00 a.m., for supplemental briefs. The parties are invited to submit points and authorities in support of, and opposition to, the trustee's contention that the debtors cannot exempt a previously non-disclosed asset. Pursuant to *Law v. Siegel*, 134 S.C. 1188 (2014), the trustee has other remedies for failure to disclose assets and the bankruptcy court's authority to allow or disallow an exemption is a matter of state law. *Id.* at 1196-98. No appearance is necessary.

5. [14-10242](#)-B-7 JOSE RAMOS CONTRERAS MOTION TO AVOID LIEN OF BALBOA
NEA-1 INSURANCE COMPANY
JOSE RAMOS CONTRERAS/MV 2-24-14 [[22](#)]
NICHOLAS ANIOTZBEHERE/Atty. for dbt.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

6. [13-16448](#)-B-7 MARK SKOMSVOLD MOTION TO AVOID LIEN OF
KDG-5 AMERICAN EXPRESS CENTURION BANK
MARK SKOMSVOLD/MV 3-26-14 [[46](#)]
HAGOP BEDOYAN/Atty. for dbt.

This matter will be continued to May 21, 2014, at 10:00 a.m., for supplemental evidence. The debtor shall file evidence to show that he owned the subject Brown Avenue property at the time the judgment lien attached September 2011. *Farrey v. Sanderfoot*, 111 S.Ct. 667. The court will prepare a minute order. No appearance is necessary.

7. [13-15456](#)-B-7 RONICA BRECKENRIDGE MOTION TO SELL
JES-3 3-17-14 [[29](#)]
JAMES SALVEN/MV
GEOFFREY ADALIAN/Atty. for dbt.
JAMES SALVEN/Atty. for mv.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

8. [14-10657](#)-B-7 DAVID/CYNTHIA ELM MOTION TO ABANDON
WCE-1 3-12-14 [[13](#)]
DAVID ELM/MV
WILLIAM COLLIER/Atty. for dbt.
WITHDRAWN

The matter has been withdrawn pursuant to the notice filed April 4, 2014. No appearance is necessary.

9. [14-10259](#)-B-7 MONICA HUNTER
TMT-1
TRUDI MANFREDO/MV
TRUDI MANFREDO/Atty. for mv.

MOTION TO RECONSIDER
3-26-14 [[17](#)]

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The chapter 7 trustee moves to vacate the order entered January 29, 2014, approving the debtor's request to waive the statutory filing fee. Based on the evidence presented, it appears that the debtor grossly misrepresented her household income on the schedules, the statement of current monthly income, and the fee waiver application. Accordingly, the facts show that the debtor was not eligible for a fee waiver and the order of January 29th will be vacated. The court will enter a civil minute order requiring the debtor to pay the full statutory filing fee of \$306 within 30 days. No appearance is necessary.

10. [13-14675](#)-B-7 JERRY KUTUMIAN
KDG-3
JERRY KUTUMIAN/MV
HAGOP BEDOYAN/Atty. for dbt.

MOTION TO COMPEL ABANDONMENT
3-24-14 [[62](#)]

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

11. [14-10075](#)-B-7 JOHN/CRAIG ZIMMERMAN-RUPE
SAH-1
JOHN ZIMMERMAN-RUPE/MV
SUSAN HEMB/Atty. for dbt.

MOTION TO REDEEM
2-27-14 [[19](#)]

The motion will be denied. The motion was not served on the respondent pursuant to FRBP 7004. In addition, the subject automobile was not claimed as exempt or abandoned by the trustee as required by §722. Also, the statement of intent to retain and redeem the automobile was not served on the respondent as required by FRBP 1007(b)(2). Finally, the motion seeks a value for the automobile that is substantially lower than the value stated in schedule B. No appearance is necessary.

12. [13-17082](#)-B-7 RONALD RUSHING
PLF-5
TRUDI MANFREDO/MV

MOTION TO EMPLOY CENTRAL VALLEY
AUCTION, INC. AS AUCTIONEER,
AUTHORIZING SALE OF PROPERTY AT
PUBLIC AUCTION AND AUTHORIZING
PAYMENT OF AUCTIONEER FEES AND
EXPENSES
3-25-14 [[92](#)]

SCOTT LYONS/Atty. for dbt.
PETER FEAR/Atty. for mv.

13. [13-17082](#)-B-7 RONALD RUSHING
PLF-6
TRUDI MANFREDO/MV

MOTION TO EMPLOY RITCHIE BROS.
AUCTIONEERS, INC. AS
AUCTIONEER, AUTHORIZING SALE OF
PROPERTY AT PUBLIC AUCTION AND
AUTHORIZING PAYMENT OF
AUCTIONEER FEES AND EXPENSES
4-2-14 [[106](#)]

SCOTT LYONS/Atty. for dbt.
PETER FEAR/Atty. for mv.

14. [13-17494](#)-B-7 JESUS/PATRICIA MANCILLA
JES-1
JAMES SALVEN/MV
GREG BLEVINS/Atty. for dbt.
JAMES SALVEN/Atty. for mv.
RESPONSIVE PLEADING

OBJECTION TO DEBTOR'S CLAIM OF
EXEMPTIONS
3-18-14 [[19](#)]

This matter will be continued to May 21, 2014, at 10:00 a.m., for supplemental briefs. The parties are invited to submit points and authorities in support of, and opposition to, the trustee's contention that the debtors cannot exempt a previously non-disclosed asset. Pursuant to *Law v. Siegel*, 134 S.C. 1188 (2014), the trustee has other remedies for failure to disclose assets and the bankruptcy court's authority to allow or disallow an exemption is a matter of state law. Id. at 1196-98. No appearance is necessary.

With regard to the debtors' contention that the funds in the accounts represent paid earnings received within 30 days prior to the bankruptcy proceeding, the debtors shall file evidence, such as payroll stubs, deposit receipts, and bank statements, to show where the disputed funds came from and that they fall within the scope of CCP §704.070.

Even if the debtors are able to establish that the disputed funds are traceable to paid earnings, their exemption is limited to 75% of the amount in dispute. CCP § 704.070(b)(2). Accordingly, pending a ruling with regard to the entire fund, the debtors shall immediately turn over to the trustee 25% of the disputed funds in the amount of \$506.23. The court will enter a civil minute order.

15. [14-11694](#)-B-7 DUSTIN OLTESVIG
EPE-1
DUSTIN OLTESVIG/MV
ERIC ESCAMILLA/Atty. for dbt.

MOTION TO COMPEL ABANDONMENT
4-7-14 [[11](#)]

16. [14-10596](#)-B-7 DARREL/MICHELLE HUNTER MOTION TO REDEEM
SAH-1 3-3-14 [[15](#)]
DARREL HUNTER/MV
SUSAN HEMB/Atty. for dbt.

The motion will be denied. The motion was not served on the respondent pursuant to FRBP 7004. In addition, the statement of intent to retain and redeem the automobile was not served on the respondent as required by FRBP 1007(b) (2). Finally, the motion seeks a value for the automobile that is substantially lower than the value stated in schedule B. No appearance is necessary.

17. [14-11605](#)-B-7 CHRISTINA GIBSON MOTION TO COMPEL ABANDONMENT
MAZ-2 4-7-14 [[13](#)]
CHRISTINA GIBSON/MV
MARK ZIMMERMAN/Atty. for dbt.

10:30 A.M.

1. [13-11300](#)-B-7 HARMESH/KASHMIR KUMAR MOTION FOR RELIEF FROM
VVF-1 AUTOMATIC STAY
AMERICAN HONDA FINANCE 3-26-14 [[43](#)]
CORPORATION/MV
THOMAS ARMSTRONG/Atty. for dbt.
VINCENT FROUNJIAN/Atty. for mv.
DISCHARGED

This motion for relief from the automatic stay will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion. No appearance is necessary.

2. [13-10002](#)-B-7 SANDRA HARRIS MOTION FOR RELIEF FROM
SMK-1 AUTOMATIC STAY
NEW ERA FARM SERVICE, INC./MV 3-20-14 [[69](#)]
DAVID JENKINS/Atty. for dbt.
STEVEN KOCH/Atty. for mv.

This motion will be denied without prejudice. None of the documents filed in support of the motion were properly signed in compliance with Local Rule 9004-1(c)(1). No appearance is necessary.

3. [14-11008](#)-B-7 ROBERTA FIELDS MOTION FOR RELIEF FROM
LEA-1 AUTOMATIC STAY
MURIEL ROWAN/MV 3-19-14 [[18](#)]
LANCE ARMO/Atty. for mv.
CASE DISMISSED

This matter will be dropped from calendar without a disposition. The case has already been dismissed. No appearance is necessary.

4. [13-17341](#)-B-7 HOWARD SAGASER
SW-1
WELLS FARGO BANK N.A./MV
HAGOP BEDOYAN/Atty. for dbt.
TORIANA HOLMES/Atty. for mv.

MOTION FOR RELIEF FROM
AUTOMATIC STAY
3-31-14 [[286](#)]

This motion for relief from the automatic stay will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion. No appearance is necessary.

5. [14-10741](#)-B-7 CHERRY CADIENTE
APN-1
BMW BANK OF NORTH AMERICA/MV
MARK ZIMMERMAN/Atty. for dbt.
AUSTIN NAGEL/Atty. for mv.

MOTION FOR RELIEF FROM
AUTOMATIC STAY
3-21-14 [[17](#)]

This motion for relief from stay was fully noticed in compliance with the Local Rules and there was no opposition. The motion will be granted without oral argument for cause shown. The automatic stay is terminated as it applies to the movant's right to enforce its remedies against the subject property under applicable nonbankruptcy law. The proposed order shall specifically describe the property or action to which the order relates. If the motion involves a foreclosure of real property in California, then the order shall also provide that the bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5. If the notice and motion requested a waiver of Rule 4001(a)(3), that relief will be granted. *Unless the court expressly orders otherwise, the proposed order shall not include any other relief.* If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law, must be separately noticed and separately briefed with appropriate legal authority and supporting documentation. No appearance is necessary.

6. [14-10856](#)-B-7 RICHARD/SHARON WOO
RFM-1
RBS CITIZENS, N.A./MV
CINDY MORSE/Atty. for dbt.
RAYMOND MOATS/Atty. for mv.

MOTION FOR RELIEF FROM
AUTOMATIC STAY
4-1-14 [[13](#)]

This motion for relief from the automatic stay will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion. No appearance is necessary.

11:00 A.M.

1. [14-10726](#)-B-7 JOSE/MAGGIE LARA CONTINUED PRO SE REAFFIRMATION AGREEMENT WITH MERCED SCHOOL EMPLOYEES FCU
3-21-14 [[14](#)]
2. [13-18047](#)-B-7 DONNA HUMMMER PRO SE REAFFIRMATION AGREEMENT WITH CAPITAL ONE AUTO FINANCE
3-24-14 [[23](#)]
3. [14-10648](#)-B-7 BREIANNA TATUM PRO SE REAFFIRMATION AGREEMENT WITH FINANCE AND THRIFT COMPANY
3-25-14 [[16](#)]
4. [14-11167](#)-B-7 CHAD/PAULA SCOGGINS PRO SE REAFFIRMATION AGREEMENT WITH TUCOEMAS FEDERAL CREDIT UNION
4-1-14 [[13](#)]
5. [14-10082](#)-B-7 DAVID KAPELL REAFFIRMATION AGREEMENT WITH CARMAX AUTO FINANCE
3-18-14 [[16](#)]

GARY HUSS/Atty. for dbt.

The court intends to deny approval of this reaffirmation agreement. The debtor(s) attorney signed the reaffirmation agreement certifying that he or she has explained the agreement to the debtor(s), but did not check the box to state an opinion that the reaffirmed debt will not create an undue hardship. The bankruptcy schedules show that reaffirmation of this debt creates a presumption of undue hardship which has not been rebutted in the reaffirmation agreement. No appearance is necessary.

1:30 P.M.

1. [11-13924](#)-B-13 JOSE AYALA MARTINEZ AND MOTION TO AVOID LIEN OF KINGS
NEA-2 MARIA MARTINEZ DE AYALA CREDIT SERVICES
JOSE AYALA MARTINEZ/MV 3-3-14 [[63](#)]
NICHOLAS ANIOTZBEHERE/Atty. for dbt.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

2. [14-10431](#)-B-13 ANTHONY/CHERI BEASLEY MOTION TO VALUE COLLATERAL OF
GH-1 HOUSEHOLD FINANCE CORP OF
ANTHONY BEASLEY/MV CALIFORNIA
2-20-14 [[12](#)]

GARY HUSS/Atty. for dbt.
RESPONSIVE PLEADING

This motion to value the collateral for a consensual lien against real property was fully noticed in compliance with the Local Rules and the respondent submitted a conditional non-opposition. The motion will be granted for cause shown without oral argument. Based on the evidence offered in support of the motion, the respondent's junior priority mortgage claim is found to be wholly unsecured and may be treated as a general unsecured claim in the chapter 13 plan. The debtors may proceed under state law to obtain a reconveyance of respondent's trust deed upon completion of the chapter 13 plan and entry of the discharge. *Unless the chapter 13 plan has been confirmed, then the order shall specifically state that it is not effective until confirmation of the plan.* The moving party shall submit a proposed order that has been approved by respondent's counsel. No appearance is necessary.

This ruling is only binding on the named respondent in the moving papers and any successor who takes an interest in the property after service of the motion.

3. [14-10535](#)-B-13 JOSE ARCHILA AND MIRIAM MOTION TO VALUE COLLATERAL OF
GH-1 RODRIGUEZ BANK OF AMERICA, N.A.
JOSE ARCHILA/MV 2-20-14 [[12](#)]
GARY HUSS/Atty. for dbt.

This motion to value the collateral for a consensual lien against real property was fully noticed in compliance with the Local Rules and there was no opposition. The motion will be granted for cause shown without oral argument. Based on the evidence offered in support of the motion, the respondent's junior priority mortgage claim is found to be wholly unsecured and may be treated as a general unsecured claim in the chapter 13 plan. The debtor(s) may proceed under state law to obtain a reconveyance of respondent's trust deed upon completion of the chapter 13 plan and entry of the discharge. *Unless the chapter 13 plan has been confirmed, then the order shall specifically state that it is not effective until confirmation of the plan.* The debtor(s) shall submit a proposed order consistent with this ruling. No appearance is necessary.

This ruling is only binding on the named respondent in the moving papers and any successor who takes an interest in the property after service of the motion.

4. [11-15738](#)-B-13 DAVID/CHARLENE STOUT MOTION FOR COMPENSATION BY THE
PLF-8 LAW OFFICE OF PETER L. FEAR FOR
PETER L. FEAR, DEBTOR'S
ATTORNEY(S).
3-24-14 [[120](#)]
PETER FEAR/Atty. for dbt.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

5. [10-13946](#)-B-13 GREGORY DAVIS MOTION TO MODIFY PLAN
PBB-2 3-11-14 [[44](#)]
GREGORY DAVIS/MV
PETER BUNTING/Atty. for dbt.

The motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The debtor(s) shall submit a proposed confirmation order for approval to the chapter 13 trustee. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed. No appearance is necessary.

6. [13-17946](#)-B-13 THOMAS/LISA PARKER
THA-1
THOMAS PARKER/MV
THOMAS ARMSTRONG/Atty. for dbt.

MOTION TO CONFIRM PLAN
2-19-14 [[26](#)]

The motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The debtor(s) shall submit a proposed confirmation order for approval to the chapter 13 trustee. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed. No appearance is necessary.

7. [11-62347](#)-B-13 HOWARD/TANIA LEWIS
PLF-3

MOTION FOR COMPENSATION FOR
PETER L. FEAR, DEBTOR'S
ATTORNEY(S).
3-20-14 [[43](#)]

PETER FEAR/Atty. for dbt.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

8. [10-61758](#)-B-13 RICHARD/EVE BRACAMONTES
KDG-4

MOTION FOR COMPENSATION BY THE
LAW OFFICE OF KLEIN, DENATALE,
GOLDNER FOR CHRISTIAN D.
JINKERSON, DEBTOR'S
ATTORNEY(S).
3-24-14 [[53](#)]

CHRISTIAN JINKERSON/Atty. for dbt.

This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.

9. [12-11970](#)-B-13 RANDY DESHAZIER
TCS-4
RANDY DESHAZIER/MV
TIMOTHY SPRINGER/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO MODIFY PLAN
3-12-14 [[73](#)]

10. [08-13476](#)-B-13 ELIGIO/GUILLERMINA TAPIA

RESCHEDULED HEARING RE:
TRUSTEE'S FINAL REPORT AND
ACCOUNT
1-6-14 [[80](#)]

GEOFFREY ADALIAN/Atty. for dbt.
RESPONSIVE PLEADING

This matter will be dropped from calendar. By stipulation and order dated April 18, 2014, the objecting creditor has withdrawn his objection to the trustee's final report, and his motion to dismiss. No appearance is necessary.

11. [08-13476](#)-B-13 ELIGIO/GUILLERMINA TAPIA RESCHEDULED HEARING RE: MOTION
ALG-1 TO DISMISS CASE
TOMAS ARREDONDO/MV 2-7-14 [[84](#)]
GEOFFREY ADALIAN/Atty. for dbt.
JANINE OJI/Atty. for mv.
RESPONSIVE PLEADING

This matter will be dropped from calendar. By stipulation and order dated April 18, 2014, the objecting creditor has withdrawn his objection to the trustee's final report, and his motion to dismiss. No appearance is necessary.

12. [08-13476](#)-B-13 ELIGIO/GUILLERMINA TAPIA OBJECTION TO CLAIM OF TOMAS
GMA-1 REYES ARREDONDO, CLAIM NUMBER
ELIGIO TAPIA/MV 25
3-7-14 [[99](#)]
GEOFFREY ADALIAN/Atty. for dbt.

This matter has been withdrawn by stipulation of the parties and order dated April 18, 2014. No appearance is necessary.

13. [13-17980](#)-B-13 CHARLES CHOLMAKJIAN CONTINUED OBJECTION TO
APN-1 CONFIRMATION OF PLAN BY FORD
FORD MOTOR CREDIT COMPANY/MV MOTOR CREDIT COMPANY
2-24-14 [[28](#)]
JOEL FEINSTEIN/Atty. for dbt.
AUSTIN NAGEL/Atty. for mv.

14. [14-10883](#)-B-13 RAMON/MARGARITA RODRIGUEZ MOTION TO VALUE COLLATERAL OF
ALG-1 HOUSEHOLD FINANCE CORPORATION
RAMON RODRIGUEZ/MV OF CALIFORNIA
3-21-14 [[13](#)]
JANINE ESQUIVEL/Atty. for dbt.

This matter will be dropped from calendar without a disposition. The case has already been dismissed. No appearance is necessary.

15. [12-19597](#)-B-13 RICHARD MCDOUGALL MOTION TO MODIFY PLAN
SL-3 3-14-14 [[61](#)]
RICHARD MCDOUGALL/MV
SCOTT LYONS/Atty. for dbt.

The motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The debtor(s) shall submit a proposed confirmation order for approval to the chapter 13 trustee. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed. No appearance is necessary.

2:00 P.M.

1. [14-10507](#)-B-13 MONTY/ANNIE HUFF
MHM-1
MICHAEL MEYER/MV
JOEL WINTER/Atty. for dbt.
- MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
3-31-14 [[25](#)]

The motion has been withdrawn and will be dropped from calendar. No appearance is necessary.

2. [14-10221](#)-B-13 EDWARD/PATRICIA THOMAS
MICHAEL MEYER/MV
JAMES MILLER/Atty. for dbt.
- MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
3-31-14 [[17](#)]

The motion has been withdrawn and will be dropped from calendar. No appearance is necessary.

3. [14-10623](#)-B-13 JOSHUA JONE AND MANDY
MHM-1 JONES
MICHAEL MEYER/MV
- MOTION TO DISMISS CASE
4-7-14 [[91](#)]

4. [08-16326](#)-B-13 RICARDO/MARGARET
MHM-1 RODRIGUEZ
MICHAEL MEYER/MV
- MOTION TO DISMISS CASE FOR
UNREASONABLE DELAY THAT IS
PREJUDICIAL TO CREDITORS AND/OR
MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
4-8-14 [[42](#)]
- DOUGLAS CROWDER/Atty. for dbt.

5. [14-10227](#)-B-13 JOSE/TONIA RODRIGUEZ
MHM-1
MICHAEL MEYER/MV
PETER BUNTING/Atty. for dbt.
- MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
3-31-14 [[39](#)]

6. [14-10063](#)-B-13 KATHRYN DORAN
MHM-1
MICHAEL MEYER/MV
- MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
AND/OR MOTION TO DISMISS CASE
3-31-14 [[31](#)]
- SCOTT LYONS/Atty. for dbt.
CASE DISMISSED

This matter will be dropped from calendar without a disposition. The case has already been dismissed. No appearance is necessary.

7. [13-17665](#)-B-13 MARGARITO/GUADALUPE
 MHM-1 VILLEGAS
 MICHAEL MEYER/MV
 THOMAS GILLIS/Atty. for dbt.
- MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
3-31-14 [[34](#)]

The motion has been withdrawn and will be dropped from calendar. No appearance is necessary.

8. [14-10076](#)-B-13 LUIS GALVEZ AND ENEDINA
 MHM-2 GONZALEZ
 MICHAEL MEYER/MV
 THOMAS GILLIS/Atty. for dbt.
- MOTION TO DISMISS CASE FOR
FAILURE TO MAKE PLAN PAYMENTS
4-2-14 [[33](#)]

2:30 P.M.

1. 13-16954-B-11 MADERA ROOFING, INC.
 UST-3
 TRACY DAVIS/MV
- MOTION TO CONVERT CASE FROM
CHAPTER 11 TO CHAPTER 7 ,
MOTION TO APPOINT TRUSTEE
4-18-14 [259]
- ERIC FROMME/Atty. for dbt.
ROBIN TUBESING/Atty. for mv.
OST 4/17